

EXAMINER'S AMENDMENT

New Divisional Application of YOSHINORI MISUMI et al.

image outputting means for outputting the face image photographed by said photographing means as a photographing image when said determining means determines that the pupils are normally opened; and

retry control means for causing the face image photographing process, the process for indicating the reference position with respect to the pupil positions, the process for calculating the pupil positions, and the process for determining whether the pupils are normally opened to be effected again when said determining means determines that at least one of the pupils is not normally opened.

42. (Original) The face image photographing according to claim 41, wherein said determining means determines whether the number of pupil positions detected by said detecting means is larger than a preset specified value, compares shapes of peripheral portions of the detected pupil positions with preset pupil sample data if it is determined that the number of detected pupil positions is larger than the specified value, determines whether the degree of similarity of one of the detected pupil positions which has the highest degree of similarity is larger than a preset threshold value, determines that the pupils are normally opened if the highest degree of similarity is larger than the preset threshold value, and determines that at least one of the pupils is not normally opened in one of a case wherein the highest degree of similarity is not larger than the preset threshold value and a case wherein the number of detected pupil positions is detected to be not larger than the specified value.

43. (Original) A face image photographing apparatus comprising:

image fetching means for photographing at least face images of a to-be-photographed person and fetching the face images as successive images of a plurality of frames;

display means for sequentially displaying the successive images of the plurality of frames fetched by said image fetching means;

image selecting means for selecting an image of a desired frame suitable for outputting of the face image from the successive images of the plurality of frames displayed on said display means; and

output means for outputting an image of a frame displayed on said display means immediately before the image is selected by said image selecting means as an image of a desired frame suitable for outputting of the face image.